



NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) <div style="text-align: right;">42P16889</div>								
<small>I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 <div style="text-align: right;">August 31, 2006</div></small>	<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td colspan="2" style="padding: 2px;">In re Application of Richard D. Emery</td></tr><tr><td style="width: 50%; padding: 2px;">Application Number 10/608,718</td><td style="width: 50%; padding: 2px;">Filed 06/27/2003</td></tr><tr><td colspan="2" style="padding: 2px;">For: FABRICATION OF MICROELECTRONIC DEVICES</td></tr><tr><td style="padding: 2px;">Art Unit 2814</td><td style="padding: 2px;">Examiner Dilinh P. Nguyen</td></tr></table>		In re Application of Richard D. Emery		Application Number 10/608,718	Filed 06/27/2003	For: FABRICATION OF MICROELECTRONIC DEVICES		Art Unit 2814	Examiner Dilinh P. Nguyen
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<table border="1" style="width: 100%; border-collapse: collapse;"><tr><td style="width: 45%; padding: 5px; vertical-align: top;"><small>Signature _____ Typed or printed name Gayle Bekish</small></td><td style="width: 55%; padding: 5px; vertical-align: top;"><div style="text-align: center;">For: FABRICATION OF MICROELECTRONIC DEVICES</div></td></tr></table>			<small>Signature _____ Typed or printed name Gayle Bekish</small>	<div style="text-align: center;">For: FABRICATION OF MICROELECTRONIC DEVICES</div>						
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<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) No Fee Reinstatement of Appeal _____</p> <p><input type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: _____</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>02-2666</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2039.</p> <p>I am the</p> <table style="width: 100%;"><tr><td style="width: 50%; vertical-align: top;"><p><input type="checkbox"/> applicant/inventor.</p><p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p><p><input checked="" type="checkbox"/> attorney or agent of record.</p><p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). <small>Registration number if acting under 37 CFR 1.34(a) _____</small></p></td><td style="width: 50%; vertical-align: top; text-align: center;"><div style="margin-bottom: 10px;"> Signature</div><div style="margin-bottom: 10px;"><u>Mark C. Van Ness, Reg. No. 39,865</u> Typed or printed name</div><div><u>08/31/06</u> Date</div></td></tr></table> <p><small>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</small></p>			<p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record.</p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). <small>Registration number if acting under 37 CFR 1.34(a) _____</small></p>	<div style="margin-bottom: 10px;"> Signature</div> <div style="margin-bottom: 10px;"><u>Mark C. Van Ness, Reg. No. 39,865</u> Typed or printed name</div> <div><u>08/31/06</u> Date</div>						
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